

Broward County



Action Agenda

Tuesday, October 11, 2022

10:00 AM

**Broward County Governmental Center
Room 422 (Commission Chambers)**

County Commission

MEETING OF OCTOBER 11, 2022

(Meeting convened at 10:04 a.m. and adjourned at 1:00 p.m.)

PLEDGE OF ALLEGIANCE was led by Commissioner Beam Furr, District 6.

CALL TO ORDER was led by Mayor Michael Udine, District 3.

MOMENT OF SILENCE

In memory of Broward County Advocate Ruther Mae Carter.

In memory of Community Activist Renee Lucille Smoley, Weston.

In memory of Representative Murray Dubbin, Miami.

In memory of those who lost lives during Hurricane Ian.

In memory of our past and present brave men and women of the United States Armed Forces, who have served our country and continue to serve our country, at home and abroad.

THOUGHTS AND PRAYERS

Thoughts and prayers for the Renee Smoley family.

Thoughts and prayers for families affected by Hurricane Ian.

Present: Commissioner Mark D. Bogen
Vice-Mayor Lamar P. Fisher
Commissioner Beam Furr
Commissioner Steve Geller
Commissioner Nan H. Rich
Commissioner Tim Ryan
Commissioner Jared E. Moskowitz
Mayor Michael Udine

Commissioner Bogen participated telephonically for the Consent Agenda and a portion of the Regular Agenda.

**PRESENTATION: CHECK PRESENTATION BY REPRESENTATIVE CHIP
LAMARCA TO NANCY J. COTTERMAN CENTER (NJCC)**

(Per the Tuesday Agenda Memorandum, the ceremonial check presentation to the Nancy J. Cotterman Center (NJCC) is withdrawn.)

**PRESENTATION: OPPORTUNITIES INDUSTRIALIZATION CENTER OF SOUTH
FLORIDA (OIC-SFL)**

(Per the Tuesday Agenda Memorandum, the Opportunities Industrialization Center of South Florida (OIC-SFL) presentation is deferred to the December 6, 2022 Commission meeting.)

CONSENT AGENDA

A motion was made by Commissioner Geller, seconded by Commissioner Rich and unanimously carried, to approve the Consent Agenda consisting of Items 1 through 45. At the request of the Mayor, Regular Items 57, 59, 60, 62, 63 and Supplemental Item 66 were transferred to the Consent Agenda.

Each item voted on the Consent Agenda was passed by unanimous vote of the Commission unless otherwise indicated by record vote.

Public Hearing Items consist of Items 46 through 53.

The following Items were withdrawn: 3 and 40.

The following Item was deferred: 54.

The following Items were pulled from the Consent Agenda by the Board and considered separately: 7 and 42.

The following Items were pulled from the Consent Agenda by members of the public and considered separately: 6, 15 and 22.

BOARD APPOINTMENTS

1. MOTION TO APPROVE Board Appointments

1A. MOTION TO APPOINT Amanda Bartle to the Homeless Continuum of Care Board in the category of "Affordable Housing Developer." (Commissioner Ryan)

ACTION: (T-10:44 AM) Approved. (Scrivener's Error - See County Administrator's

Memorandum:

Please note that the names of the Board appointees were inadvertently left off the blue cover, however, are appropriately listed online. The names are as follows: Amanda Bartle to the Homeless Continuum of Care, Matt Hughes to the Broward Regional Health Planning Council and Nancy Fry to the Commission on the Status of Women.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- 1B.** A. MOTION TO APPOINT Matt Hughes to the Broward Regional Health Planning Council in the category of "Health Care Provider."

ACTION: (T-10:44 AM) Approved. (Scrivener's Error - See County Administrator's Memorandum:

Please note that the names of the Board appointees were inadvertently left off the blue cover, however, are appropriately listed online. The names are as follows: Amanda Bartle to the Homeless Continuum of Care, Matt Hughes to the Broward Regional Health Planning Council and Nancy Fry to the Commission on the Status of Women.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Matt Hughes who holds an employment or contractual relationship with an entity that receives funds from Broward County. (Vice-Mayor Fisher)

ACTION: (T-10:44 AM) Approved. (Scrivener's Error - See County Administrator's Memorandum:

Please note that the names of the Board appointees were inadvertently left off the blue cover, however, are appropriately listed online. The names are as follows: Amanda Bartle to the Homeless Continuum of Care, Matt Hughes to the Broward Regional Health Planning Council and Nancy Fry to the Commission on the Status of Women.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- 1C.** MOTION TO APPOINT Nancy Fry to the Commission on the Status of Women in the "in district; registered voter" category. (Commissioner Bogen)

ACTION: (T-10:44 AM) Approved. (Scrivener's Error - See County Administrator's

Memorandum:

Please note that the names of the Board appointees were inadvertently left off the blue cover, however, are appropriately listed online. The names are as follows: Amanda Bartle to the Homeless Continuum of Care, Matt Hughes to the Broward Regional Health Planning Council and Nancy Fry to the Commission on the Status of Women.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

PUBLIC WORKS DEPARTMENT**REAL PROPERTY SECTION**

2. MOTION TO APPROVE Second Amendment to the Lease Agreement between ABCD Courthouse Place LLC (Landlord) and Broward County (Tenant) for approximately 7,532 square feet of office space located at 12 SE 7th Street in Fort Lauderdale for the continued use by the State Attorney's Office; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

3. A. MOTION TO ADOPT Resolution approving a Quit Claim Deed conveying a portion of real property located at 1700 Blount Road, Pompano Beach ("Property"), Florida, known as the North Homeless Assistance Center ("North HAC"), to Broward Partnership for the Homeless, Inc. ("BPHI"), subject to a Declaration of Covenants and Restrictions limiting the use of the property for permanent supportive housing for formerly homeless persons and rental housing for individuals earning up to 60% of the area median income; and authorize the Mayor and Clerk to execute the Quit Claim Deed. **(Commission District 8)**

(Per the Tuesday Agenda Memorandum, this item is withdrawn for further staff review.)

B. MOTION TO APPROVE Development Agreement between Broward County and BPHI related to the development of the Property and the North HAC, in substantially the form included in Exhibit 2; and authorize the Mayor and Clerk to execute same, subject to review and approval as to legal sufficiency by the County Attorney.

(Per the Tuesday Agenda Memorandum, this item is withdrawn for further staff review.)

4. MOTION TO APPROVE Sovereignty Submerged Lands Fee Waived Lease agreement between the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (Lessor) and Broward County (Lessee) for approximately 46,213 square feet of sovereignty submerged land located at Hollywood North Beach Park in Hollywood for an initial term of five years at no cost to the County to be used for the development and operation of the Hollywood North Beach Park Mooring Field; and authorize the Mayor and Clerk to execute same. **(Commission District 6)**

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

SOLID WASTE AND RECYCLING SERVICES

5. MOTION TO AUTHORIZE County Administrator, or designee, to approve and execute license agreements for the collection of commercial solid waste in the Open Market Area of the Broward Municipal Services District, utilizing a form agreement prepared by and reviewed for legal sufficiency by the Office of the County Attorney; and to retroactively ratify form license agreements previously executed on behalf of the County, subject to review for legal sufficiency by the Office of the County Attorney.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

6. A. MOTION TO APPROVE Easement granting Florida Gas Transmission Company, LLC, a perpetual, nonexclusive underground utility easement on a portion of County-owned property located at 4400 South State Road 7 in the Broward Municipal Services District for the construction, operation, and maintenance of a new natural gas pipeline to service Florida Power & Light Company's power generation facility; and authorize the Mayor and Clerk to execute the easement; and recordation of the same. **(Commission District 6)**

(A member of the public pulled this item from the Consent Agenda.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the item as supplemented by the Additional Material. In addition, signature pages have been received.)

ACTION: (T-10:45 AM) Approved with Regular Meeting Additional Material, dated October 11, 2022, submitted at the request of Public Works Department. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

B. MOTION TO APPROVE Temporary Revocable License Agreement between Broward County and Florida Gas Transmission Company, LLC, for nonexclusive access to a temporary workspace and construction staging area to facilitate installation of a natural gas pipeline on easements within County-owned property located at 4400 South State Road 7 in the Broward Municipal Services District; and authorize the Mayor and Clerk to execute the same. **(Commission District 6)**

(A member of the public pulled this item from the Consent Agenda.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the item as supplemented by the Additional Material. In addition, signature pages have been received.)

ACTION: (T-10:45 AM) Approved with Regular Meeting Additional Material, dated October 11, 2022, submitted at the request of Public Works Department. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

C. MOTION TO AUTHORIZE County Administrator or designee to approve and execute a Use, Perpetual Maintenance, and Repair Agreement between Broward County and Florida Gas Transmission Company, LLC for a natural gas pipeline located at 4400 South State Road 7 in the Broward Municipal Services District in substantially the form attached as Exhibit 3, including authorization on whether to include a license fee to be paid to the County, subject to final review of the agreement for legal sufficiency by the Office of the County Attorney; and recordation of the same. **(Commission District 6)**

(A member of the public pulled this item from the Consent Agenda.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the item as supplemented by the Additional Material. In addition, signature pages have been received.)

ACTION: (T-10:45 AM) Approved with Regular Meeting Additional Material, dated October 11, 2022, submitted at the request of Public Works Department. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

HUMAN SERVICES DEPARTMENT

COMMUNITY PARTNERSHIPS DIVISION

7. A. MOTION TO AUTHORIZE County Administrator to execute Third Amendment to

Agreement No. 20-CP-CSA-8541-01 between Broward County and Broward Behavioral Health Coalition, Inc. (subject to review for legal sufficiency by the Office of the County Attorney) in the amount of \$930,820, effective retroactively from September 30, 2022, through September 29, 2023, to enhance the delivery of mental health services to youth in the One Community Partnership 3 Program; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement as amended.

(Commissioner Rich pulled this item from the Consent Agenda.)

ACTION: (T-10:50 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Rich abstained from voting. Commissioner Moskowitz was not present.

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes, for the following Broward County advisory board member holding an employment or contractual relationship with an entity receiving funds for the performance of services under this agenda item: Silvia M. Quintana.

(Commissioner Rich pulled this item from the Consent Agenda.)

ACTION: (T-10:50 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Rich abstained from voting. Commissioner Moskowitz was not present.

PORT EVERGLADES DEPARTMENT

8. A. MOTION TO APPROVE increase in the change order allowance to the Agreement between Broward County and Horsepower Electric, Inc. for Wayfinding Information Signage at Port Everglades, solicitation PNC2117560C1, increasing the allowance from 5.0% (\$181,565) to 15% (\$544,695) of the original contract amount of \$3,631,302.

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the amended motion statement distributed as Additional Material.)

ACTION: (T-10:44 AM) Approved as amended with Regular Meeting Additional Material, dated October 11, 2022, submitted at the request of Port Everglades Department.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

B. MOTION TO APPROVE Change Order No. 3 to the Agreement between Broward County and Horsepower Electric, Inc. for Wayfinding Information Signage at Port Everglades, solicitation PNC2117560C1, to increase the number of directional signage and dynamic message boards to further enhance the visitor experience at Port Everglades, for an increase in the Agreement amount of \$360,890, resulting in a revised total Agreement amount of \$4,055,502, and an increase of 328 calendar days resulting in a revised contract duration of 883 calendar days; and authorize the Mayor and Clerk to execute same.

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the amended motion statement distributed as Additional Material.)

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

C. MOTION TO ADOPT budget Resolution transferring funds from reserves within the Port Everglades Department Capital Fund in the amount of \$544,695 for Wayfinding Information Signage at Port Everglades.

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the amended motion statement distributed as Additional Material.)

ACTION: (T-10:44 AM) Approved Resolution No. 2022-474.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

9. A. MOTION TO APPROVE Grant Award between Broward County and the U.S. Department of Homeland Security, Federal Emergency Management Agency, for the Fiscal Year 2022 Port Security Grant Program funds awarded to Broward County for projects at Port Everglades beginning October 1, 2022 through August 31, 2025, in the amount of \$1,977,326, requiring \$659,109 in matching non-Federal funds from the County, for a total approved project cost of \$2,636,435, and authorize the County Administrator to take all administrative or budgetary actions to accept the grant award.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

B. MOTION TO ADOPT budget Resolution within the Port Everglades Capital Fund in the amount of \$1,977,326 for port security enhancement projects.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-475.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

TRANSPORTATION DEPARTMENT

10. MOTION TO APPROVE Second Amendment to Agreement with Reladyne, LLC, formerly known as Flamingo Oil Corporation, for Petroleum Products (Solicitation No. TRN2118572B1_3), to increase the annual contract value from \$2,292,404 to \$2,953,124 for the third term, and the total not-to-exceed maximum three-year contract value from \$6,877,211 to \$7,537,931 due to unforeseen crude oil price increases.

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the item as amended by the Additional Material.)

ACTION: (T-10:44 AM) Approved as amended with Regular Meeting Additional Material, dated October 11, 2022, submitted at the request of Transportation Department.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

OFFICE OF MANAGEMENT AND BUDGET

11. MOTION TO APPROVE Fiscal Year 2023 Position Cap of 6,462 pursuant to Section 20.8 of the Administrative Code.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

12. A. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETF) for the Broward Sheriff's Office (BSO) in the amount of \$205,527 for the purpose of providing funds for the Broward County Money Laundering Task Force.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-476.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

B. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETF) for the Broward Sheriff's Office (BSO) in the amount of \$225,453 for the purpose of providing funds for the Organized Crime Task Force.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-477.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically.

Commissioner Moskowitz was not present.

C. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETf) for the Broward Sheriff's Office (BSO) in the amount of \$157,500 for the purpose of providing funds for the Narcotics Detection Dog Program.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-478.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

D. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETf) for the Broward Sheriff's Office (BSO) in the amount of \$224,890 for the purpose of providing funds for the Broward County Drug Task Force.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-479.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

E. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETf) for the Broward Sheriff's Office (BSO) in the amount of \$491,961 for the purpose of providing funds for the Narcotics Interdiction Task Force.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-480.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

F. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETf) for the Broward Sheriff's Office (BSO) in the amount of \$59,654 for the purpose of providing funds for the Gang Investigations Task Force.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-481.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

G. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETf) for the Broward Sheriff's Office (BSO) in the amount of \$24,436 for the purpose of providing funds for the Sheriff's Award Program.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-482.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

H. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETf) for the Broward Sheriff's Office (BSO) in the amount of \$30,547 for the purpose of providing funds for Public Safety Illuminated Signage - Cooper City DLE.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-483.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

I. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETf) for the Broward Sheriff's Office (BSO) in the amount of \$32,720 for the purpose of providing funds for the Ribbon Bar Project.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-484.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

J. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETf) for the Broward Sheriff's Office (BSO) in the amount of \$320,579 for the purpose of providing funds for the Juvenile Firesetter Prevention and Intervention Program.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-485.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

OFFICE OF MEDICAL EXAMINER AND TRAUMA SERVICES

13. A. MOTION TO APPROVE nominations for appointments of Dr. James Roach, Harris Bouchillon, and Alexander Fernandez to the Broward Regional Emergency Medical Services (EMS) Council.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Dr. James Roach, Harris Bouchillon, and Alexander Fernandez who hold an employment or contractual relationship with an entity who receives funds from Broward County or is regulated by Broward County.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

COUNTY ATTORNEY

- 14.** MOTION TO APPROVE settlement, including costs and attorneys' fees, in the case of *William Henderson vs. Broward County*, 17th Judicial Circuit Court Case No. CACE19-008447 (05).

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- 15.** MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Hollywood regarding the creation and maintenance of two anchoring limitation areas in Hollywood, Florida; and to authorize the Mayor and Clerk to execute same.

(A member of the public pulled this item from the Consent Agenda.)

ACTION: (T-10:51 AM) Approved with Regular Meeting Additional Material, dated October 11, 2022, submitted at the request of Office of the County Attorney. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

REQUEST TO SET FOR PUBLIC HEARING

- 16.** MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held on October 11, 2022, at 10:00 a.m., in Room 422 of the Governmental Center, to approve the submission of the 2023-2027 Broward County Trauma Plan to the State of Florida, Department of Health, Division of Emergency Preparedness and Community Support, Office of Trauma.

ACTION: (T-10:44 AM) Approved. (Scrivener's Error - See County Administrator's Memorandum:

Currently reads:

MOTION TO DIRECT: County Administrator to publish Notice of Public Hearing to be held on October 11, 2022...

Should read:

MOTION TO DIRECT: County Administrator to publish Notice of Public Hearing to

be held on October 25, 2022...)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

17. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on October 25, 2022, at 10:00 a.m., to consider adoption of a Resolution to allocate 500 Redevelopment Units to the City of Miramar (PCRU 22-2), per Broward County Land Use Plan Policy 2.35.1, the title of which is as follows:
(Commission Districts 1 and 7)

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO THE ALLOCATION OF FIVE HUNDRED (500) REDEVELOPMENT UNITS TO THE CITY OF MIRAMAR PER BROWARD COUNTY LAND USE PLAN POLICY 2.35.1; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-486.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

18. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on October 25, 2022, at 10:00 a.m., to consider adoption of a proposed Resolution amending Article 1.1 of the *Administrative Rules Document: BrowardNext* regarding amendments to the Environmentally Sensitive Lands Map, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, APPROVING AND ADOPTING AMENDMENT TO ARTICLE 1.1 OF THE ADMINISTRATIVE RULES DOCUMENT: BROWARDNEXT (ADMINISTRATIVE RULES DOCUMENT), REGARDING AMENDMENTS TO THE ENVIRONMENTALLY SENSITIVE LANDS MAP OF THE BROWARD COUNTY LAND USE PLAN; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE RULES DOCUMENT, AND AN EFFECTIVE DATE.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-487.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

19. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on October 25, 2022, at 10:00 a.m., in Room 422 of Governmental Center East to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE LIVING WAGE; AMENDING SECTIONS 26-101 THROUGH 26-103 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); INCREASING THE LIVING WAGE AND REQUIRING PAID TIME OFF; PROVIDING FOR DEFINITIONS AND OTHER LIVING WAGE REQUIREMENTS; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-10:44 AM) Approved Resolution No. 2022-488.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

20. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on November 15, 2022, at 10:00 a.m., in Room 422 of Governmental Center East to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO ANCHORING LIMITATION AREAS IN BROWARD COUNTY; CREATING ARTICLE XII OF CHAPTER 21 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); ESTABLISHING ANCHORING LIMITATION AREAS WITHIN CERTAIN AREAS IN HOLLYWOOD, FLORIDA; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Beam Furr)

ACTION: (T-10:44 AM) Approved Resolution No. 2022-489.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

RESILIENT ENVIRONMENT DEPARTMENT

21. MOTION TO APPROVE Release and Hold Harmless Agreement for Banner Signs to be Placed on Utility Pole ("Release") with City of Fort Lauderdale in substantially the form of (Exhibit 1); and to authorize the County Administrator to execute the Release with any required modifications, provided such modifications do not impose any additional, material financial risk on the County, and subject to review and approval as to legal sufficiency by the Office of the County Attorney.

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the Agreement distributed as Additional Material.)

ACTION: (T-10:44 AM) Approved with Regular Meeting Additional Material, dated October 11, 2022, submitted at the request of Resilient Environment Department.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

NATURAL RESOURCES DIVISION

22. A. MOTION TO ACCEPT retroactively U.S. Environmental Protection Agency (EPA) American Rescue Plan Cooperative Agreement 02D26122 (grant award), in the amount of \$149,250, to provide funding for the County's Particulate Matter Monitoring Program from August 1, 2022 to July 31, 2024, and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the grant.

(A member of the public pulled this item from the Consent Agenda.)

ACTION: (T-10:52 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

B. MOTION TO ADOPT budget Resolution within the U.S. EPA Section 103 Grant Fund for the Natural Resources Division in the amount of \$149,250 for the purpose of protecting and improving air quality in Broward County.

(A member of the public pulled this item from the Consent Agenda.)

ACTION: (T-10:52 AM) Approved Resolution No. 2022-490. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

HOUSING FINANCE DIVISION

23. MOTION TO APPROVE First Amendment to the agreement with Collective Community Initiative, LLC (CCI) for Minor Home Repair in NW Pompano Beach CRA Residential District to implement the Plant Pave Paint Neighborhood Beautification Program ("PPP"), for the purpose of increasing the funding by \$163,800 to an amended maximum total of \$594,050, and extending the term through April 15, 2023, and to authorize the Mayor and Clerk to execute same; to approve modification of the pilot project to directly eliminate slum and blight in the residential area of the Pompano Beach CRA to increase the per home maximum cost and to increase total expenditures; and to authorize the County Administrator to take any administrative and budgetary actions to implement same. **(Commission Districts 2 and 4)**

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically.

Commissioner Moskowitz was not present.

24. A. MOTION TO APPROVE gap financing for four affordable housing projects and associated amounts as follows: 1) Southwest Hammocks/Carrfour or its affiliate (Southwest Hammocks) at \$1 million dollars (50 units); 2) City Place/Landmark or its affiliate (City Place) at \$3 million dollars (99 units); 3) University Station/Housing Trust Group or its affiliate (University Station) at \$6 million dollars (216 units); 4) Pinnacle 441/Pinnacle Communities LLC (Pinnacle 441) at \$1.8 million dollars (113 units); authorizing County Administrator to execute all agreements, subject to approval as to legal sufficiency by the Office of the County Attorney, related to the listed gap financing projects; and authorizing the County Administrator to take the necessary administrative and budgetary actions. **(Commission Districts 1 and 6)**

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- B. MOTION TO APPROVE reallocation of \$3,000,000 in gap financing previously awarded to HTG Madison Park, LTD or its affiliate (Madison Park Senior Housing - 103 units), to HTG University Station I, LLC or its affiliate (University Station, LLC - 216 units) to provide gap funding as provided in Motion A; and authorizing the County Administrator to take the necessary administrative and budgetary actions. **(Commission District 6)**

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

URBAN PLANNING DIVISION

25. MOTION TO ACCEPT Broward County Affordable Housing Needs Assessment, 2022, as prepared by the Metropolitan Center, Florida International University.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For County Administration - Parks And Recreation Division

26. MOTION TO AWARD open-end contract to low responsive, responsible bidder, Kerner

LLC DBA Kerner Environmental, for Exotic Plant Removal, Bid No. BLD2123988B1, for the Parks and Recreation Division, in the initial two-year estimated amount of \$798,410, which includes allowances in the amount of \$60,000; and authorize the Director of Purchasing to renew the contract for three one-year periods, for a five-year potential estimated amount of \$1,996,025.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

For Port Everglades Department

27. MOTION TO AWARD open-end contract to low, responsive, responsible bidder, Over The Top Window Cleaning, Inc., for Exterior Window Cleaning Services at Port Everglades, Bid No. BLD2124749B1, for the Port Everglades Department, in the initial one-year estimated amount of \$204,156; and authorize the Director of Purchasing to renew the contract for four one-year periods, for a potential five-year estimated amount of \$1,020,780.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

For Public Works Department

28. MOTION TO APPROVE Agreement between Broward County and Absolute Civil Engineering Solutions, LLC, for Continuing Consultant Services for Building Safety and Water Management Inspection Programs, for the Facilities Management Division, Request for Proposals (RFP) No. PNC2122764P1, for an initial three-year contract term not-to-exceed \$420,000 and authorize the Director of Purchasing to renew the Agreement for up to two one-year terms, for a total five-year contract term of \$700,000.

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the amended motion statement.)

ACTION: (T-10:44 AM) Approved. (Scrivener's Error - See County Administrator's Memorandum:

Currently reads:

MOTION TO APPROVE ... for a total five-year contract term of \$700,000.

Should read:

MOTION TO APPROVE ... for a total five-year contract term of \$700,000 and

authorize the Mayor and Clerk to execute same.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

For Transportation Department

- 29.** MOTION TO AWARD fixed contract to the single bidder, RF Environmental Services, Inc., for Ravenswood Stainless Steel Pipe Replacement, Bid No. TRN2124144C1, for the Transportation Department, in the amount of \$519,500 which includes allowances of \$50,500, to be substantially completed within 90 calendar days from the Project Initiation Date specified in the Second Notice to Proceed, contingent upon receipt and approval of insurance/performance and payment guaranty, and authorize the Mayor and Clerk to execute. **(Commission District 6)**

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

RECORDS, TAXES, AND TREASURY DIVISION

- 30.** A. MOTION TO APPROVE cancellation of warrants from Central Account No. xxxxxxxxx3785, Tax Refund Account No. xxxxxxxxx9850, Tax Redemption Account No. xxxxxxxxx0916, and Self-Insurance Account No. xxxxxxxxx0518, due to having a stale date, being unclaimed, or not being negotiated.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- B. MOTION TO APPROVE cancellation of warrants from Central Account No. xxxxxxxxx3785, Tax Refund Account No. xxxxxxxxx9850, and Tax Redemption Account No. xxxxxxxxx0916 due to being voided. Checks have been reissued.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

BROWARD MUNICIPAL SERVICES DISTRICT

- 31.** MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending Chapter 39 of the Broward County Code of Ordinances ("Zoning Code") related to regulations for fences, hedges, and walls in Central County Community.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

32. A. MOTION TO APPROVE Agreement between Broward County and the Children's Services Council of Broward County ("CSC") for the County's Lights On Afterschool event in the Broward Municipal Services District, providing CSC funding in the amount of \$13,200, authorize the Mayor and Clerk to execute same; and authorize the County Administrator to approve any necessary non-monetary amendments. **(Commission Districts 5 and 8)**

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- B. MOTION TO ADOPT budget Resolution within the Broward Municipal Services District Fund for the Parks and Recreation Division to appropriate revenue in the amount of \$1,200 for the County's Lights On Afterschool event. **(Commission Districts 5 and 8)**

ACTION: (T-10:44 AM) Approved Resolution No. 2022-491.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

QUASI-JUDICIAL CONSENT HEARING

RESILIENT ENVIRONMENT DEPARTMENT

URBAN PLANNING DIVISION

33. MOTION TO APPROVE plat note amendment to Pembroke Pines City Hall Plat (090-MP-86). **(Commission District 7)**

ACTION: (T-10:44 AM) Approved the plat note amendment subject to staff's recommendations as outlined in the Development Review Report for a Plat Note Amendment.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

34. MOTION TO APPROVE plat note amendment to P.B.P.F. Plat (006-MP-83). (Commission District 4)

ACTION: (T-10:44 AM) Approved the plat note amendment subject to staff's recommendations as outlined in the Development Review Report for a Plat Note Amendment.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

35. MOTION TO APPROVE plat entitled University Station (036-MP-21). (Commission District 6)

ACTION: (T-10:44 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report for a New Plat.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

36. MOTION TO APPROVE plat entitled Van Buren Lofts (037-MP-21). (Commission District 6)

ACTION: (T-10:44 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report for a New Plat.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

37. MOTION TO APPROVE plat note amendment to Sheridan House No. 3 Plat (021-MP-03). (Commission District 5)

ACTION: (T-10:44 AM) Approved the plat note amendment subject to staff's recommendations as outlined in the Development Review Report for a Plat Note Amendment.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

38. MOTION TO APPROVE plat entitled Pinnacle at La Cabana (008-MP-22). (Commission District 7)

ACTION: (T-10:44 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report for a New Plat.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

END OF QUASI-JUDICIAL CONSENT HEARING

COUNTY ADMINISTRATION

39. MOTION TO AMEND Broward County Board of County Commissioners' meeting calendar to reflect changes to the October 2022 calendar.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

INTERGOVERNMENTAL AFFAIRS/BOARDS SECTION

40. A. MOTION TO APPOINT Avani Vijayalakshmi-Ramanathan to the Police and Criminal Justice Review Board in the category of "one member nominated by the Gay & Lesbian Community Center of Greater Fort Lauderdale, Inc., better known as the Pride Center at Equality Park."

(Per the Tuesday Agenda Memorandum, this item is withdrawn for further staff review.)

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Avani Vijayalakshmi-Ramanathan who holds an employment or contractual relationship with an entity who receives funds from Broward County.

(Per the Tuesday Agenda Memorandum, this item is withdrawn for further staff review.)

41. A. MOTION TO APPOINT Patrice M. Walker to the Racial Equity Task Force in the category of "one member nominated by Black Lives Matter Alliance of Broward."

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Patrice M. Walker who holds an employment or contractual relationship with an entity that receives funds from Broward County.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically.

Commissioner Moskowitz was not present.

LIBRARIES DIVISION

42. A. MOTION TO APPROVE and support a new fine free initiative for the Broward County Libraries Division, eliminating the assessment and collection of overdue fines to provide financial relief to Broward County Libraries customers, and to encourage the public's use of Library resources; and authorize Libraries Division Director to cancel overdue fines that have been assessed per the Administrative Code, Section 37.11 "Extended Loan Charges and Loan Periods," to provide financial relief to Broward County Library card holders.

(Commissioner Furr pulled this item from the Consent Agenda.)

ACTION: (T-10:57 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- B. MOTION TO WAIVE Administrative Code Section 37.11 "Extended Loan Charges and Loan Periods," for Fiscal Year 2023.

(Commissioner Furr pulled this item from the Consent Agenda.)

ACTION: (T-10:57 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

PARKS AND RECREATION DIVISION

43. A. MOTION TO APPROVE Agreement between Broward County and the Children's Services Council of Broward County ("CSC") for the County's SWIM Central Program in the amount of \$687,782, attached as Exhibit 1, and authorize the Mayor and Clerk to execute same; authorize the County Administrator to approve any necessary non-monetary amendments; and authorize the County Administrator to execute amendments to renew this Agreement for up to one additional one-year term at CSC's option.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- B. MOTION TO ADOPT budget Resolution within the General Fund for the Parks and

Recreation Division to appropriate revenue in the amount of \$687,782 for the programming support of Broward County's SWIM Central Program.

ACTION: (T-10:44 AM) Approved Resolution No. 2022-492.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

COUNTY AUDITOR

- 44. MOTION TO ACKNOWLEDGE AND FILE** Rasier-DC, LLC (Uber) Third-Party Auditor's Agreed-Upon Procedures Report on Pick-Up Fees at the Fort Lauderdale-Hollywood International Airport and Port Everglades - Report No. 22-15.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- 45. MOTION TO ACKNOWLEDGE AND FILE** Follow-up Review of "Loans at Work" Emergency Loan Program - Report No. 22-16.

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

PUBLIC HEARING

- 46. MOTION TO ADOPT** Resolution to vacate a portion of a variable width drainage easement lying within Tracts 1 and 2 of the Jacaranda Parcel 761 Plat, as recorded in Plat Book 113, Page 45 of the Official Records of Broward County, Florida, generally located on the south side of Northwest 5 Street between North University Drive and Northwest 82 Avenue in the City of Plantation; Petitioners: EHOFDH Development, LLC; Agent: Julian Bobilev, Craven Thompson and Associates, Inc.; Application for Vacation and Abandonment: 2020-V-13. **(Commission District 5)**

ACTION: (T-10:58 AM) Approved Resolution No. 2022-493. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

47. MOTION TO ADOPT Resolution to vacate two 15-foot drainage easements lying within lots 1 and 2 of Brewer Plat Two, as recorded in Plat Book 175, Page 53 of the Official Records of Broward County, Florida, generally located on the east side of University Drive between Northwest 72 Street and Northwest 70 Court in the City of Parkland; Petitioners: R&D Parkland, LLC; Agent: Tara-Lynn Patton, Planning and Entitlements, LLC; Application for Vacation and Abandonment: 2022-V-02. **(Commission District 3)**

ACTION: (T-10:59 AM) Approved Resolution No. 2022-494. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

48. MOTION TO ADOPT Resolution to vacate, abandon, and annul two separate portions of the North Pine Island Road right-of-way recorded in Official Records Book 5897, Page 811, and Official Records Book 45192, Page 612; and vacate and annul three separate platted 12-foot utility easements lying within Parcel B of Colony West Shopping Plaza Plat, as recorded in Plat Book 84, Page 25 all included in the Official Records of Broward County, Florida, generally located on the east side of North Pine Island Road between Northwest 70 Street and West McNab Road in the City of Tamarac; Petitioners: CE Tamarac, LLC; Agent: Matthew Giani, Shah, Drotos & Associates; Application for Vacation and Abandonment: 2021-V-11. **(Commission District 3)**

ACTION: (T-10:59 AM) Approved Resolution No. 2022-495. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

49. MOTION TO ADOPT Resolution Amending the Broward County Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE BUILDING CODE DIVISION'S FEES; AMENDING SECTION 40.27 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"), ESTABLISHING FEES FOR BUILDING CODE DIVISION SERVICES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

ACTION: (T-11:00 AM) Approved Resolution No. 2022-496. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

50. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward

County, Florida, granting renewal of a nonexclusive franchise to Marksman Security Corporation for a five-year term to provide marine terminal security services at Port Everglades; providing for franchise terms and conditions; and providing for severability and an effective date.

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the item as amended by the Additional Material.)

ACTION: (T-11:00 AM) Approved Resolution No. 2022-497 as amended with Public Hearing Additional Material, dated October 11, 2022, submitted at the request of Port Everglades Department. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

51. MOTION TO ENACT Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE REPEAL OF OBSOLETE OR OUTDATED PROVISIONS IN CHAPTER 1 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); REPEALING SECTION 1-6 RELATING TO THE PURCHASE OF UNIFORMS FOR CERTAIN BROWARD COUNTY EMPLOYEES, SECTION 1-8 RELATING TO PUBLIC INFORMATION ON THE ENERGY CRISIS, SECTION 1-12 RELATING TO ELECTRONIC ACCESS TO PUBLIC RECORDS, SECTION 1-20 RELATING TO THE EXECUTION OF AGREEMENTS WITH SECOND PARTIES, SECTION 1-21 RELATING TO THE TIME LIMITATION ON BRINGING MATTERS BEFORE THE BOARD OF COUNTY COMMISSIONERS, AND SECTION 1-46 RELATING TO INDEMNIFICATION CLAUSES IN FEDERAL PROJECT CONTRACTS; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-11:01 AM) Filed proof of publication and enacted Ordinance No. 2022-38 to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

52. MOTION TO ENACT Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE REPEAL OF OBSOLETE OR OUTDATED PROVISIONS IN CHAPTERS 15, 17, 21, AND 23 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); REPEALING SECTION 15-5 RELATING TO THE ESTABLISHMENT OF A WISHING WELL, SECTIONS 15-6 THROUGH 15-9 RELATING TO ANNUAL APPROPRIATIONS TO VARIOUS ENTITIES, SECTION 15-12 RELATING

TO THE APPROPRIATION AND DISBURSEMENT OF COUNTY FUNDS TO NONPROFIT ORGANIZATIONS, CHAPTER 17 RELATING TO JUNK AND JUNK DEALERS, ARTICLE X OF CHAPTER 21 RELATING TO CONVENIENCE STORE SECURITY, AND SECTION 23-1 RELATING TO REQUIRED EQUIPMENT FOR BICYCLES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-11:01 AM) Filed proof of publication and enacted Ordinance No. 2022-39 to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

53. MOTION TO ENACT Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO LANDLORD-TENANT RELATIONS AND RENTAL NOTICES; AMENDING SECTIONS 20-105 AND 20-106 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); EXPANDING THE EXCEPTIONS TO THE REQUIRED NOTICES FOR TERMINATION OF A RESIDENTIAL TENANCY; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Vice-Mayor Lamar P. Fisher)

ACTION: (T-11:03 AM) Filed proof of publication and enacted Ordinance No. 2022-40 to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

END PUBLIC HEARING

REGULAR AGENDA

DELEGATION

54. DELEGATION: Lakeside Estates / Relocation Crisis

(Per the Tuesday Agenda Memorandum, at the request of the speaker, the delegation request is being deferred to the October 25, 2022 Commission meeting.)

PUBLIC WORKS DEPARTMENT

CONSTRUCTION MANAGEMENT DIVISION

55. MOTION TO APPROVE Second Amendment to the Managing General Contractor Agreement with Stiles Pirtle Joint Venture for Judicial Projects in Broward County (PNC2119163P1) to include the South Regional Courthouse Replacement project for an estimated Guaranteed Maximum Price of \$152,796,333; and authorize the Mayor and Clerk to execute same. **(Commission District 6)**

ACTION: (T-12:34 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 8-0. Commissioner Bogen voted in the affirmative telephonically.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Aviation Department

56. MOTION TO AWARD open-end contract to low bidder, AGSA LLC, for Pre-Conditioned Aircraft Air Hoses, Bid No. OPN2124596B1, for the Broward County Aviation Department, in the initial three-year estimated amount of \$685,284, which includes allowances in the amount of \$23,400, and authorize the Director of Purchasing to renew the contract for two one-year periods, for a potential five-year estimated amount of \$1,142,140.

ACTION: (T-12:43 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 8-0. Commissioner Bogen voted in the affirmative telephonically.

COUNTY ATTORNEY

57. MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending the Broward County Code of Ordinances (the "Code") to conform the Code's definitions of lobbying to recently modified Florida law and to propose any other modifications to related Code provisions as may be recommended by the Office of the County Attorney.

(Transferred to the Consent Agenda.)

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

COUNTY COMMISSION

58. MOTION TO DISCUSS draft Interlocal Agreement for the creation of an independent Solid Waste and Recycling Materials Processing Authority to coordinate regional solid waste and recycling efforts across Broward County. (Commissioner Furr)

ACTION: (T-11:02 AM) Following PowerPoint presentation by Commissioner Furr, the Board discussed the draft Interlocal Agreement. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material, dated October 11, 2022, submitted at the request of Commissioner Furr.)

59. MOTION TO REAPPOINT NOMINEE Barbra A. Stern to the Performing Arts Center Authority. (Commissioner Geller)

(Transferred to the Consent Agenda.)

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

60. MOTION TO APPOINT NOMINEE Rocio Blanco Garcia to the School Oversight Committee. (Commissioner Geller)

(Transferred to the Consent Agenda.)

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

61. A. MOTION TO NOTE FOR THE RECORD that the Broward County Board of County Commissioners ("Board") will consider the approval of a Resolution naming Courtroom 15150 (or any other courtroom designated by the Chief Judge) at the Broward County Judicial Complex, located at 201 S.E. 6th Street, Fort Lauderdale, Florida 33301 ("Main Courthouse"), as "The Michael Moskowitz Courtroom" in honor of lawyer, philanthropist, and community leader Michael Moskowitz, at the meeting of the Board on November 15, 2022.

ACTION: (T-12:34 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 8-0. Commissioner Bogen voted in the affirmative telephonically.

B. MOTION TO DIRECT County Administrator to solicit the input of at least three local municipalities, homeowners' associations, or other appropriate community groups regarding the Board's proposed action described in Motion A, as required under Section 18.43(i) of the Broward County Administrative Code. (Commissioner Bogen)

ACTION: (T-12:34 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 8-0. Commissioner Bogen voted in the affirmative telephonically.

- 62.** A. MOTION TO APPOINT NOMINEE Dr. Andrea Keener for appointment to the Children's Services Board in the category "Community Child Advocate."

(Transferred to the Consent Agenda.)

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Dr. Andrea Keener who holds an employment or contractual relationship with an entity that receives funds from Broward County. (Commissioner Rich)

(Transferred to the Consent Agenda.)

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- 63.** MOTION TO APPOINT NOMINEE Alissa Jean Schafer for appointment at-large to the Climate Change Task Force. (Commissioner Rich)

(Transferred to the Consent Agenda.)

ACTION: (T-10:44 AM) Approved.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

- 64.** **MAYOR'S REPORT**

A. CANVASSING BOARD

ACTION: (T-12:45 PM) Mayor Udine reported that the Canvassing Board began its activities last week for the November General Election and advised he will continue to serve as the Commission representative with Vice-Mayor Fisher being the alternate. (Refer to minutes for full discussion.)

B. THANK YOU

ACTION: (T-12:55 PM) Mayor Udine thanked Team Broward for the great job with everything they have done behind the scenes and also in providing information as a region during Hurricane Ian. (Refer to minutes for full discussion.)

C. GROUNDBREAKING CEREMONY

ACTION: (T-12:55 PM) Mayor Udine announced the groundbreaking for the new Supervisor of Elections facility in Cypress Creek, on October 18, 2022, and reiterated that today is the last day to register to vote. In addition, Mayor Udine advised that the next Canvassing Board meeting is October 17, 2022 at 2:00 p.m., which are open to the public as well as via Zoom in order to promote transparency. (Refer to minutes for full discussion.)

D. HEALTHCARE INSURANCE

ACTION: (T-12:58 PM) Mayor Udine reported progress was being made between United Healthcare and Broward Health as far as getting the insurance resolved for health insurance. (Refer to minutes for full discussion.)

65.

COUNTY ADMINISTRATOR'S REPORT**A. HURRICANE IAN UPDATE**

ACTION: (T-12:51 PM) County Administrator Monica Cepero provided an overview of Broward County's involvement with aid and cleanup activities following Hurricane Ian and conveyed pride in agencies and staff who have assisted in mitigation efforts in the South Florida region. (Refer to minutes for full discussion.)

B. EMPLOYEE DEDUCTION

ACTION: (T-12:54 PM) County Administrator Monica Cepero reminded everyone of the employee deduction option for anyone interested in providing assistance through payroll deduction and thanked the generous employees who have already contributed approximately \$8,000. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA**PUBLIC WORKS DEPARTMENT****REAL PROPERTY SECTION**

66. MOTION TO ADOPT Resolution approving an Agreement to Transfer Property; authorizing the acceptance of a Quit Claim Deed from the City of Sunrise ("City") for four parcels of land in the City of Sunrise that includes Pat Salerno Drive and its associated right-of-way; and granting a utility easement to the City. **(Commission District 9)**

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the Resolution as amended by the substitute pages distributed as Additional Material.)

(Transferred to the Consent Agenda.)

ACTION: (T-10:44 AM) Approved Resolution No. 2022-498 as amended with Regular Meeting Additional Material, dated October 11, 2022, submitted at the request of Public Works Department.

VOTE: 7-0. Commissioner Bogen voted in the affirmative telephonically. Commissioner Moskowitz was not present.

NON-AGENDA

67. COMMUNITY COURT PROGRAM - VICE-MAYOR FISHER

ACTION: (T-12:45 PM) Vice-Mayor Fisher announced the launch of the Community Court Program at the Annie Weaver Center in Pompano Beach this coming Thursday at 1:30 p.m. (Refer to minutes for full discussion.)

68. THANK YOU - VICE-MAYOR FISHER

ACTION: (T-12:45 PM) Vice-Mayor Fisher thanked the Office of Public Communications, Mayor Udine and County Administrator Monica Cepero for their great team effort in providing information and communication during Hurricane Ian. (Refer to minutes for full discussion.)

69. STAFF WELCOME - VICE-MAYOR FISHER

ACTION: (T-12:46 PM) Vice-Mayor Fisher welcomed Suzanne Bailey as a new member to the District 4 Team. (Refer to minutes for full discussion.)

70. FITCE - COMMISSIONER BOGEN

ACTION: (T-12:46 PM) Commissioner Bogen announced that FITCE would be held October 19-20, 2022 at the convention center and relayed the incredible amount of work that OESBD Director Sandy-Michael McDonald and staff have done. (Refer to minutes for full discussion.)

71. THANK YOU - COMMISSIONER RICH

ACTION: (T-12:47 PM) Commissioner Rich discussed Agenda Item 24 and thanked everyone for their commitment shown to the community in collaboration with affordable housing projects. (Refer to minutes for full discussion.)

72. MIMI CENTER - COMMISSIONER RICH

ACTION: (T-12:48 PM) Commissioner Rich announced the launch of the Mimi Center of Hope in Lauderdale Lakes October 13, 2022 at 5:30 p.m., which is a new home for the Voices for Children of Broward County and an adjunct support program for the Guardian ad Litem Program. (Refer to minutes for full discussion.)

73. VOTER REGISTRATION - COMMISSIONER FURR

ACTION: (T-12:49 PM) Commissioner Furr advised that today is the last day to register to vote and encouraged getting the word out. (Refer to minutes for full discussion.)

74. SWIM CENTRAL PROGRAM - COMMISSIONER FURR

ACTION: (T-12:50 PM) Commissioner Furr informed of the availability of the SWIM Central Program and congratulated the Children's Services Council in celebrating 20 years this last month. (Refer to minutes for full discussion.)

75. HURRICANE WASTE - COMMISSIONER MOSKOWITZ

ACTION: (T-12:50 PM) Commissioner Moskowitz discussed the significant amount of waste generated by Hurricane Ian that Lee County is experiencing and noted that cleanup is a consideration for the working group. (Refer to minutes for full discussion.)